

**Sim, Lowman, Ashton & McKay LLP**  
Barristers & Solicitors

**Sim & McBurney**  
Patent & Trade Mark Agents

6<sup>th</sup> Floor, 330 University Avenue  
Toronto, Ontario, Canada M5G 1R7

**RECEIVED**  
**CENTRAL FAX CENTER**

**Tel. (416) 595-1155 • Fax (416) 595-1163**

**APR 21 2006**

**DATE: April 21, 2006**

**Your Ref: 10/724,367**

**Our Ref: 9029-7 MIS:ah**

<b>TO:</b>	<b>FAX #</b>	<b>PHONE #</b>
The United States Patent Office	1-571-273-8300	

Total Number of Pages (Including This Page): 7

**FROM: Michael I. Stewart / 416-849-8400**

**COMMENTS:**

We are transmitting from a Xerox Telecopier 7033, 7020 or Workcentre Pro 745 – Group 3 which are compatible with Groups 1 and 2 and fully automatic on a 24 hour basis. If any part of this message is received poorly or missing please call the telecopier operator immediately at (416) 595-1155.

### **Confidentiality Notice**

This message is intended only for the use of the individual person or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient or the agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosing, copying, distributing or the taking of any action in reliance on the contents of this communication is prohibited. If you have received this communication in error, please notify us immediately by telephone (call collect) and return the original message to us at the above address via the postal service. Thank you.

PTO SB/97 (09-041)

Approved for use through 07/31/2006 OMB 0651 0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 04/21/2006

Date



Signature

Michael I. Stewart

Typed or printed name of person signing Certificate

24,973

Registration Number, if applicable

(416) 849-8400

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minute to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED  
CENTRAL FAX CENTER

APR 21 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

App'l'n. No. : 10/724,367 Confirmation No.: 8090  
Applicant : Carl Pinsky t al.  
Filed : December 1, 2003  
Title : DETECTION OF ELECTROMAGNETIC FIELDS  
TC./A.U. : 2862  
Examiner : Ledynh, Bot L.  
Docket No. : 9029-7 MIS/ah  
Customer No.: 24223  
Date : April 21, 2006

**BY FACSIMILE: 1-571-273-8300**

Mail Stop Petition  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
U.S.A.

Attention: Group Director, Group 2800

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT OF APPLICATION**

Sir:

A Notice of Abandonment dated March 22, 2006 has been received on this application. The Notice of Abandonment indicates that the application is considered abandoned for an alleged failure to timely respond to the Office Action of June 27, 2005.

It is submitted that such is not the case and that the Notice of Abandonment should be withdrawn. The Office Action of June 27, 2005 set a one-month period for response to the restriction requirement set forth therein.


On July 26, 2005, there was faxed to the Office, a response to the restriction requirement. Our records show that all pages of the fax have been delivered.

Application No. 10/724,367  
Petition dated April 21, 2006  
Reply to the Notice of Abandonment dated March 22, 2006

2

Enclosed is a copy of the material faxed to the Office on July 26, 2005 showing successful transmittal to the PTO. Since the materials transmitted constitute a response to the Office Action, it is submitted that the application should be returned to pending status.

Respectfully submitted,

  
\_\_\_\_\_  
Michael I. Stewart  
Reg. No. 24,973

Toronto, Ontario, Canada,  
(416) 849-8400  
FAX No. (416) 595-1163

## Confirmation Report - Memory Send

Page : 001  
Date & Time: Jul-26-05 03:20pm  
Line 1 :  
Line 2 :  
Machine ID : SIMBAS

Job number : 772  
Date : Jul-26 03:18pm  
To : 800189029\*7H15712736500  
Number of pages : 003  
Start time : Jul-26 03:18pm  
End time : Jul-26 03:20pm  
Pages sent : 003  
Status : OK

Job number : 772 \*\*\* SEND SUCCESSFUL \*\*\*

**Sim, Hughes, Ashton & McKay LLP**  
Barristers & Solicitors

**Sim & McBurney**  
Patent & Trade Mark Agents

6<sup>th</sup> Floor, 330 University Avenue  
Toronto, Ontario, Canada M5G 1R7

Tel. (416) 595-1155 • Fax (416) 595-1163

DATE: July 26, 2006

Appln. No.: 10/724,367

Our Ref: 9029-7 MIS:jib

TO:	FAX #	PHONE #
USPTO Box Amendment Examiner: Bot L. Ledynh Art Unit 2862	(571) 273-8300	(571) 272-2231

Total Number of Pages (Including This Page): 3

FROM: Michael I. Stewart / 239

COMMENTS:

We are transmitting from a Xerox Telecopier 7093, 7030 or Workcentre Pro 745 - Group 3 which are compatible with Groups 1 and 2 and fully automatic on a 24 hour basis. If any part of this message is received poorly or missing please call the telecopier operator immediately at (416) 595-1155.

**Confidentiality Notice**

This message is intended only for the use of the individual person or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient or the agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosing, copying, distributing or the taking of any action in reliance on the contents of this communication is prohibited. If you have received this communication in error, please notify us immediately by telephone (call collect) and return the original message to us at the above address via the postal service. Thank you.